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Attorneys for Plaintiffs
BECKMAN COULTER INC. and ORCHID
CELLMARK INC.

**IN THE UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA**

BECKMAN COULTER INC., a Delaware corporation, and ORCHID CELLMARK INC., a Delaware corporation,

Plaintiffs,

VS.

SEQUENOM, INC., a Delaware corporation,

Defendant.

Case No. 08 CV 1013 W POR

**STIPULATED JOINT MOTION TO
EXTEND TIME TO ANSWER
COMPLAINT**

1 Plaintiffs Beckman Coulter Inc. and Orchid Cellmark Inc. (collectively "Beckman"), and
2 Defendant Sequenom, Inc. ("Sequenom") hereby jointly move and stipulate to enlarge the time for
3 Sequenom to respond to Beckman's complaint. Sequenom's answer is presently due on July 10,
4 2008. Beckman and Sequenom agree to extend the time for Sequenom to answer or otherwise
5 respond until August 15, 2008. This extra time is necessary to give counsel for Sequenom who have
6 only recently been retained more time to review the allegations of infringement of three patents
7 made in the complaint. In addition, two of the lead attorneys for Sequenom have scheduled
8 vacations in the first week of August.

9 The parties have authorized electronic signatures for purposes of this Stipulated Joint
10 Motion.

11 IT IS SO STIPULATED.

12 Dated: July 2, 2008

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21 CELLMARK INC.

22 Dated: July 2, 2008

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28 Attorneys for Defendant, SEQUENOM, INC.

CERTIFICATE OF SERVICE

I am a resident of the State of California, over the age of eighteen years, and not a party to the within action. I declare that I am a member of the bar of this Court. My business address is Dewey & LeBoeuf LLP, 1950 University Avenue, Suite 500, East Palo Alto, California 94303. On July 2, 2008, I served the within document:

**STIPULATED JOINT MOTION TO EXTEND
TIME TO ANSWER COMPLAINT**

- ☐ I sent such document from facsimile machine on _____. I certify that said transmission was completed and that all pages were received and that a report was generated by facsimile machine which confirms said transmission and receipt. I, thereafter, mailed a copy to the interested party(ies) in this action by placing a true copy thereof enclosed in sealed envelope(s) addressed to the parties listed below.
- ☐ by placing the document(s) listed above in a sealed envelope with postage thereon fully prepaid, in the United States mail at East Palo Alto, addressed as set forth below.
- ☐ by personally delivering the document(s) listed above to the person(s) at the address(es) set forth below to .
- ☐ I am readily familiar with Dewey & LeBoeuf LLP's business practices of collecting and processing items for pickup and next business day delivery by Federal Express. I placed such sealed envelope(s) for delivery by Federal Express to the offices of the addressee(s) as indicated on the attached mailing list on the date hereof following ordinary business practices.
- ☒ I am personally and readily familiar with the business practice of Dewey & LeBoeuf LLP for the preparation and processing of documents in portable document format (PDF) for e-mailing and e-filing, and I caused said documents to be prepared in PDF and then served by electronic mail with the Clerk of the Court using the CM/ECF system on the persons listed below:

Iris Sockel Mitrakos (SBN 190162) E-mail: ismitrakos@townsend.com Townsend and Townsend and Crew LLP 12730 High Bluff Drive, Suite 400 San Diego, CA 92130	
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Executed on July 2, 2008, at East Palo Alto, California.

s/Stephen C. Holmes
 Stephen C. Holmes
 Dewey & LeBoeuf LLP